



Iowa General Assembly  
Daily Bills, Amendments & Study Bills  
June 08, 2011

## House Amendment 1738

PAG LIN

1 1 Amend the amendment, H=1735, to House File 697 as  
1 2 follows:  
1 3 #1. By striking page 5, line 48, through page 7,  
1 4 line 16, and inserting <433, 437, and 438, whichever  
1 5 is lowest. Beginning with valuations established as of  
1 6 January 1, 2012, but before January 1, 2016, property  
1 7 valued by the department of revenue pursuant to chapter  
1 8 434 that is not new railway property shall be assessed  
1 9 at a percentage of its actual value equal to the  
1 10 percentage of actual value at which commercial property  
1 11 that is not new commercial property is assessed for the  
1 12 same assessment year. For valuations established on  
1 13 or after January 1, 2012, but before January 1, 2016,  
1 14 property valued by the department of revenue pursuant  
1 15 to chapter 434 that is new railway property shall be  
1 16 assessed at a percentage of its actual value equal  
1 17 to the percentage of actual value at which commercial  
1 18 property that is new commercial property, as defined  
1 19 in paragraph "c", is assessed for the same assessment  
1 20 year. For purposes of this section, "new railway  
1 21 property" means that portion of the actual value of  
1 22 property assessed by the director of revenue under  
1 23 chapter 434 in excess of one hundred fifty percent of  
1 24 such property's value for the assessment year beginning  
1 25 January 1, 2011, attributable to new construction,  
1 26 renovation, or rehabilitation of the property occurring  
1 27 on or after the effective date of this division of  
1 28 this Act, and but for this provision would be assessed  
1 29 as railway property. "New railway property" shall be  
1 30 considered a subclassification of property assessed  
1 31 by the director of revenue under chapter 434 for the  
1 32 assessment years beginning on or after January 1, 2012,  
1 33 but before January 1, 2016. For valuations established  
1 34 on or after January 1, 2016, property valued by the  
1 35 department of revenue pursuant to chapter 434 shall  
1 36 be assessed at a percentage of its actual value equal  
1 37 to the percentage of actual value at which commercial  
1 38 property is assessed for the same assessment year.  
1 39 b. For valuations established on or after January  
1 40 1, 2012, commercial property that is not new commercial  
1 41 property as defined in paragraph "c", excluding  
1 42 properties referred to in section 427A.1, subsection 8,  
1 43 shall be assessed as a percentage of the actual value,  
1 44 as determined in this paragraph "b".  
1 45 (1) For valuations established for the assessment  
1 46 year beginning January 1, 2012, the percentage of  
1 47 actual value as equalized by the director of revenue as  
1 48 provided in section 441.49 at which commercial property  
1 49 that is not new commercial property shall be assessed  
1 50 shall be ninety=five percent.



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2 1       (2) For valuations established for the assessment  
2 2 year beginning January 1, 2013, the percentage of  
2 3 actual value as equalized by the director of revenue as  
2 4 provided in section 441.49 at which commercial property  
2 5 that is not new commercial property shall be assessed  
2 6 shall be ninety percent.

2 7       (3) For valuations established for the assessment  
2 8 year beginning January 1, 2014, the percentage of  
2 9 actual value as equalized by the director of revenue as  
2 10 provided in section 441.49 at which commercial property  
2 11 that is not new commercial property shall be assessed  
2 12 shall be eight=five percent.

2 13       (4) For valuations established for the assessment  
2 14 year beginning January 1, 2015, the percentage of  
2 15 actual value as equalized by the director of revenue as  
2 16 provided in section 441.49 at which commercial property  
2 17 that is not new commercial property shall be assessed  
2 18 shall be eighty percent.

2 19       c. (1) For valuations established on or after  
2 20 January 1, 2012, but before January 1, 2016, new  
2 21 commercial property, excluding properties referred to  
2 22 in section 427A.1, subsection 8, shall be assessed as a  
2 23 percentage of the actual value, as determined in this  
2 24 paragraph "c".

2 25       (2) For valuations established for assessment years  
2 26 beginning on or after January 1, 2012, but before  
2 27 January 1, 2016, the percentage of actual value as  
2 28 equalized by the director of revenue as provided in  
2 29 section 441.49 at which commercial property that is  
2 30 new commercial property shall be assessed shall be  
2 31 seventy=five percent.

2 32       (3) For purposes of this section, "new commercial  
2 33 property" means that portion of the actual value of  
2 34 property in excess of one hundred fifty percent of such  
2 35 property's value for the assessment year beginning  
2 36 January 1, 2011, attributable to new construction,  
2 37 renovation, or rehabilitation of the property occurring  
2 38 on or after the effective date of this division of this  
2 39 Act, and but for this paragraph would be assessed  
2 40 under paragraph "b". "New commercial property" shall be  
2 41 considered a subclassification of commercial property  
2 42 for the assessment years beginning on or after January  
2 43 1, 2012, but before January 1, 2016.

2 44       d. (1) For valuations established on or after  
2 45 January 1, 2016, commercial property, excluding  
2 46 properties referred to in section 427A.1, subsection 8,  
2 47 shall be assessed as a percentage of the actual value  
2 48 as determined in this paragraph "d".

2 49       (2) For valuations established for the assessment  
2 50 year beginning January 1, 2016, and each assessment



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3 1 year thereafter, the percentage of actual value as  
3 2 equalized by the director of revenue as provided in  
3 3 section 441.49 at which commercial property shall be  
3 4 assessed shall be seventy=five percent.

3 5 e. For valuations established on or after January  
3 6 1, 2012, industrial property that is not new industrial  
3 7 property as defined in paragraph "f", excluding  
3 8 properties referred to in section 427A.1, subsection 8,  
3 9 shall be assessed as a percentage of the actual value,  
3 10 as determined in this paragraph "e".

3 11 (1) For valuations established for the assessment  
3 12 year beginning January 1, 2012, the percentage of  
3 13 actual value as equalized by the director of revenue as  
3 14 provided in section 441.49 at which industrial property  
3 15 that is not new industrial property, shall be assessed  
3 16 shall be ninety=five percent.

3 17 (2) For valuations established for the assessment  
3 18 year beginning January 1, 2013, the percentage of  
3 19 actual value as equalized by the director of revenue as  
3 20 provided in section 441.49 at which industrial property  
3 21 that is not new industrial property shall be assessed  
3 22 shall be ninety percent.

3 23 (3) For valuations established for the assessment  
3 24 year beginning January 1, 2014, the percentage of  
3 25 actual value as equalized by the director of revenue as  
3 26 provided in section 441.49 at which industrial property  
3 27 that is not new industrial property shall be assessed  
3 28 shall be eighty=five percent.

3 29 (4) For valuations established for the assessment  
3 30 year beginning January 1, 2015, the percentage of  
3 31 actual value as equalized by the director of revenue as  
3 32 provided in section 441.49 at which industrial property  
3 33 that is not new industrial property shall be assessed  
3 34 shall be eighty percent.

3 35 f. (1) For valuations established on or after  
3 36 January 1, 2012, but before January 1, 2016, new  
3 37 industrial property, excluding properties referred to  
3 38 in section 427A.1, subsection 8, shall be assessed as  
3 39 a percentage of the actual value as determined in this  
3 40 paragraph "f".

3 41 (2) For valuations established for assessment years  
3 42 beginning on or after January 1, 2012, but before  
3 43 January 1, 2016, the percentage of actual value as  
3 44 equalized by the director of revenue as provided in  
3 45 section 441.49 at which industrial property that is  
3 46 new industrial property shall be assessed shall be  
3 47 seventy=five percent.

3 48 (3) For purposes of this section, "new industrial  
3 49 property" means that portion of the actual value of  
3 50 property in excess of one hundred fifty percent of such



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4 1 property's value for the assessment year beginning  
4 2 January 1, 2011, attributable to new construction,  
4 3 renovation, or rehabilitation of the property occurring  
4 4 on or after the effective date of this division of  
4 5 this Act, and but for this paragraph would be assessed  
4 6 under paragraph "e". "New industrial property" shall be  
4 7 considered a subclassification of industrial property  
4 8 for the assessment years beginning on or after January  
4 9 1, 2012, but before January 1, 2016.

4 10 g. (1) For valuations established on or after  
4 11 January 1, 2016, industrial property, excluding  
4 12 properties referred to in section 427A.1, subsection 8,  
4 13 shall be assessed as a percentage of the actual value  
4 14 as determined in this paragraph "g".

4 15 (2) For valuations established for the assessment  
4 16 year beginning January 1, 2016, and each assessment  
4 17 year thereafter, the percentage of actual value as  
4 18 equalized by the director of revenue as provided in  
4 19 section 441.49 at which industrial property shall be  
4 20 assessed shall be seventy=five percent.

4 21 Sec. 4. Section 441.21, subsections 9 and 10, Code  
4 22 2011, are amended to read as follows:

4 23 9. Not later than November 1, 1979, and November  
4 24 1 of each subsequent year, the director shall  
4 25 certify to the county auditor of each county the  
4 26 percentages of actual value at which residential  
4 27 property, agricultural property, commercial property,  
4 28 new commercial property, industrial property, and  
4 29 new industrial property, property valued by the  
4 30 department of revenue pursuant to chapters 428, 433,  
4 31 434, 437, and 438, and new railway property in each  
4 32 assessing jurisdiction in the county shall be assessed  
4 33 for taxation. The county auditor shall proceed  
4 34 to determine the assessed values of agricultural  
4 35 property, residential property, commercial property,  
4 36 new commercial property, industrial property, and new  
4 37 industrial property, property valued by the department  
4 38 of revenue pursuant to chapters 428, 433, 434, 437,  
4 39 and 438, and new railway property by applying such  
4 40 percentages to the current actual value of such  
4 41 property, as reported to the county auditor by the  
4 42 assessor, and the assessed values so determined shall  
4 43 be the taxable values of such properties upon which the  
4 44 levy shall be made.

4 45 10. The percentage of actual value computed by  
4 46 the director for agricultural property, residential  
4 47 property, commercial property, new commercial property,  
4 48 industrial property and, new industrial property,  
4 49 property valued by the department of revenue pursuant  
4 50 to chapters 428, 433, 434, 437, and 438, and new



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5 1 railway property and used to determine assessed values  
5 2 of those classes of property does not constitute a rule  
5 3 as defined in section 17A.2, subsection 11.>  
5 4 #2. By renumbering as necessary.

SANDS of Louisa  
H1735.3322 (1) 84  
md/sc



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## House Amendment 1739

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1 1 Amend the amendment, H=1734, to House File 697 as  
1 2 follows:

1 3 #1. Page 7, by striking lines 10 through 12.

1 4 #2. Page 10, by striking lines 12 through 15.

1 5 #3. By striking page 15, line 18, through page 17,  
1 6 line 11, and inserting:

1 7 Sec. \_\_\_\_\_. 2010 Iowa Acts, chapter 1193, section  
1 8 166, subsections 2 and 3, are amended to read as  
1 9 follows:

1 10 2. a. Prior to July 1, 2010, the department of  
1 11 administrative services shall utilize a request for  
1 12 proposals process to contract for the provision of  
1 13 medication therapy management services beginning  
1 14 July 1, 2010, and prior to July 1, 2011, shall amend  
1 15 the contract to continue the provision of medication  
1 16 therapy management services beginning July 1, 2011,  
1 17 for eligible employees who meet any of the following  
1 18 criteria:

1 19 (1) An individual who takes four or more  
1 20 prescription drugs to treat or prevent two or more  
1 21 chronic medical conditions.

1 22 (2) An individual with a prescription drug therapy  
1 23 problem who is identified by the prescribing physician  
1 24 or other appropriate prescriber, and referred to a  
1 25 pharmacist for medication therapy management services.

1 26 (3) An individual who meets other criteria  
1 27 established by the third-party payment provider  
1 28 contract, policy, or plan.

1 29 b. ~~The department of administrative services shall~~  
1 30 ~~utilize an advisory committee comprised of an equal~~  
1 31 ~~number of physicians and pharmacists to provide advice~~  
1 32 ~~and oversight regarding the request for proposals and~~  
1 33 ~~evaluation processes. The department shall appoint the~~  
1 34 ~~members of the advisory council based upon designees~~  
1 35 ~~of the Iowa pharmacy association, the Iowa medical~~  
1 36 ~~society, and the Iowa osteopathic medical association.~~

1 37 c. The contract shall require the company to  
1 38 provide annual reports to the general assembly  
1 39 detailing the costs, savings, estimated cost avoidance  
1 40 and return on investment, and patient outcomes  
1 41 related to the medication therapy management services  
1 42 provided. The company shall guarantee demonstrated  
1 43 annual savings, including any savings associated with  
1 44 cost avoidance at least equal to the program's costs  
1 45 with any shortfall amount refunded to the state. As  
1 46 a proof of concept in the program for the period  
1 47 beginning July 1, 2010, and ending June 30, 2011, the  
1 48 company shall offer a dollar-for-dollar guarantee for  
1 49 drug product costs savings alone. Prior to entering  
1 50 into a contract with a company, the department and



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2 1 the company shall agree on the terms, conditions,  
2 2 and applicable measurement standards associated  
2 3 with the demonstration of savings. The department  
2 4 shall verify the demonstrated savings reported by  
2 5 the company was performed in accordance with the  
2 6 agreed upon measurement standards. The company shall  
2 7 be prohibited from using the company's employees to  
2 8 provide the medication therapy management services and  
2 9 shall instead be required to contract with licensed  
2 10 pharmacies, pharmacists, or physicians.  
2 11 d. The fees for pharmacist=delivered medication  
2 12 therapy management services shall be separate from  
2 13 the reimbursement for prescription drug product or  
2 14 dispensing services; shall be determined by each  
2 15 third=party payment provider contract, policy, or plan;  
2 16 and must be reasonable based on the resources and time  
2 17 required to provide the service.  
2 18 e. A fee shall be established for physician  
2 19 reimbursement for services delivered for medication  
2 20 therapy management as determined by each third=party  
2 21 payment provider contract, policy, or plan, and must be  
2 22 reasonable based on the resources and time required to  
2 23 provide the service.  
2 24 f. If any part of the medication therapy management  
2 25 plan developed by a pharmacist incorporates services  
2 26 which are outside the pharmacist's independent scope  
2 27 of practice including the initiation of therapy,  
2 28 modification of dosages, therapeutic interchange, or  
2 29 changes in drug therapy, the express authorization  
2 30 of the individual's physician or other appropriate  
2 31 prescriber is required.  
2 32 g. For the contract period beginning July 1, 2011,  
2 33 the department shall utilize the services of the  
2 34 college of pharmacy at a state university to validate  
2 35 reported drug cost savings.  
2 36 h. The results of the pilot program for the period  
2 37 beginning July 1, 2010, and ending December 31, 2011,  
2 38 shall be submitted to the general assembly no later  
2 39 than March 1, 2012.  
2 40 3. This section is repealed ~~December 31, 2011~~ June  
2 41 20, 2012.>  
2 42 #4. Page 17, by striking line 22 and inserting  
2 43 <amended in this division of this Act:>  
2 44 #5. Page 17, by striking lines 24 through 28 and  
2 45 inserting:  
2 46 <Sec. \_\_\_\_\_. EFFECTIVE UPON ENACTMENT AND RETROACTIVE  
2 47 APPLICABILITY. This division of this Act, being deemed  
2 48 of immediate importance, takes effect upon enactment,  
2 49 and is retroactively applicable to June 15, 2011.>  
2 50 #6. Page 17, by striking lines 12 through 23 and



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3 1 inserting:  
3 2     <Sec. \_\_\_\_\_. TRANSFER == MEDICATION THERAPY  
3 3 MANAGEMENT PROGRAM. There is transferred \$510,000  
3 4 from the fees collected by the board of pharmacy  
3 5 pursuant to chapter 155A and retained by the board  
3 6 pursuant to the authority granted in section 147.82  
3 7 to the department of administrative services for the  
3 8 fiscal year beginning July 1, 2011, and ending June 30,  
3 9 2012, to be used to be used for the medication therapy  
3 10 management program.>  
3 11 #7. Page 18, line 5, by striking <five> and  
3 12 inserting <~~five~~ ten>  
3 13 #8. By renumbering as necessary.

COWNIE of Polk  
H1734.3323 (2) 84  
tm/jp





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## House Amendment 1740

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1 1 Amend House File 697 as follows:  
1 2 #1. Page 3, line 2, after <employees> by inserting  
1 3 <subject to that section>  
1 4 #2. Page 26, after line 16 by inserting:  
1 5 <c. Notwithstanding paragraph "b" of this  
1 6 subsection, the searchable database shall not  
1 7 include information regarding travel by officers and  
1 8 employees of the department of public safety occurring  
1 9 in relation to or during the course of criminal  
1 10 investigations, including but not limited to undercover  
1 11 operations.>  
1 12 #3. Page 26, line 26, by striking <7D.2> and  
1 13 inserting <7E.2>  
1 14 #4. Page 27, by striking lines 5 through 27 and  
1 15 inserting:  
1 16 <Sec. \_\_\_\_\_. Section 99D.14, subsection 2, Code 2011,  
1 17 is amended by adding the following new paragraph:  
1 18 NEW PARAGRAPH. c. Notwithstanding sections 8.60  
1 19 and 99D.17, the portion of the fee paid pursuant to  
1 20 paragraph "a" relating to the costs of the commission,  
1 21 shall not be deposited in the general fund of the  
1 22 state but instead shall be deposited into the gaming  
1 23 regulatory revolving fund established in section  
1 24 99F.20.  
1 25 Sec. \_\_\_\_\_. Section 99F.10, subsection 4, Code 2011,  
1 26 is amended by adding the following new paragraph:  
1 27 NEW PARAGRAPH. c. Notwithstanding sections 8.60  
1 28 and 99F.4, the portion of the fee paid pursuant to  
1 29 paragraph "a" relating to the costs of the commission,  
1 30 shall not be deposited in the general fund of the  
1 31 state but instead shall be deposited into the gaming  
1 32 regulatory revolving fund established in section  
1 33 99F.20.>  
1 34 #5. Page 27, by striking lines 30 through 35 and  
1 35 inserting:  
1 36 <1. A gaming regulatory revolving fund is created  
1 37 in the state treasury under the control of the  
1 38 department of inspections and appeals. The fund  
1 39 shall consist of fees collected and deposited into the  
1 40 fund paid by licensees pursuant to section 99D.14,  
1 41 subsection 2, paragraph "c", and fees paid by licensees  
1 42 pursuant to section 99F.10, subsection 4, paragraph  
1 43 "c". All costs relating to>  
1 44 #6. Page 28, line 20, after <possible.> by inserting  
1 45 <Periodic billings shall be deemed sufficient to  
1 46 satisfy this requirement.>  
1 47 #7. Page 31, line 2, after <possible.> by inserting  
1 48 <Periodic billings shall be deemed sufficient to  
1 49 satisfy this requirement.>  
1 50 #8. Page 31, line 19, after <appropriation.> by



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2 1 inserting <Appropriations from the revolving fund  
2 2 shall not be subject to the provisions of section 8.31,  
2 3 subsection 5.>  
2 4 #9. Page 34, after line 17 by inserting:  
2 5 <Sec. \_\_\_\_\_. MEDICAID FRAUD FUND TRANSITION.  
2 6 1. Unencumbered and unobligated moneys in and  
2 7 moneys reverting to the Medicaid fraud account created  
2 8 in section 249A.7, Code 2011, on or after June 30,  
2 9 2011, shall be credited to the Medicaid fraud fund  
2 10 created in section 249A.7, by this division of this  
2 11 Act.  
2 12 2. The appropriations made from the Medicaid fraud  
2 13 account for the fiscal years beginning July 1, 2011,  
2 14 and July 1, 2012, shall instead be charged to the  
2 15 Medicaid fraud fund created in section 249A.7, by this  
2 16 division of this Act.  
2 17 3. This section of this Act, being deemed of  
2 18 immediate importance, takes effect upon enactment, and,  
2 19 if this Act is approved by the governor on or after  
2 20 July 1, 2011, subsection 1 of this section applies  
2 21 retroactively to June 30, 2011.>  
2 22 #10. Page 45, after line 17 by inserting:  
2 23 <Sec. \_\_\_\_\_. DEPARTMENT OF INSPECTIONS AND  
2 24 APPEALS ==== GENERAL SUPPORT ==== MEDICAID FRAUD FUND  
2 25 APPROPRIATION. There is appropriated from the Medicaid  
2 26 fraud fund created in section 249A.7 to the health  
2 27 facilities division of the department of inspections  
2 28 and appeals for the fiscal year beginning July 1, 2012,  
2 29 and ending June 30, 2012, the following amount, or  
2 30 so much thereof as is necessary, to be used for the  
2 31 purposes designated:  
2 32 For salaries, support, maintenance, and  
2 33 miscellaneous purposes:  
2 34 ..... \$ 552,500>  
2 35 #11. Page 59, before line 16 by inserting:  
2 36 <i. Of the moneys appropriated in paragraph "a",  
2 37 not more than \$50,000 may be used for administration of  
2 38 the watershed improvement review board.>  
2 39 #12. Page 61, after line 27 by inserting:  
2 40 <DIVISION \_\_\_\_  
2 41 AGRICULTURE AND NATURAL RESOURCES  
2 42 DEPARTMENT OF NATURAL RESOURCES  
2 43 USE OF MONEYS IN THE STATE FISH AND GAME PROTECTION  
2 44 FUND FOR FY 2010=2011  
2 45 Sec. \_\_\_\_\_. USE OF MONEYS ==== RADIOS. Notwithstanding  
2 46 2011 Iowa Acts, chapter 1191, section 7, The department  
2 47 of natural resources may use the unappropriated  
2 48 balance remaining in the state fish and game protection  
2 49 fund for the fiscal year beginning July 1, 2010,  
2 50 and ending June 30, 2011, to purchase mobile radios



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3 1 to meet federal and state requirements for homeland  
3 2 security and public safety. This section applies to  
3 3 those moneys in the fund that are not otherwise used,  
3 4 obligated, or encumbered for payment of health and  
3 5 life insurance premium payments for conservation peace  
3 6 officer retirements for that fiscal year.

3 7 Sec. \_\_\_\_\_. EFFECTIVE UPON ENACTMENT AND RETROACTIVE  
3 8 APPLICABILITY. This division of this Act, being deemed  
3 9 of immediate importance, takes effect upon enactment  
3 10 and, if approved by the governor on or after July 1,  
3 11 2011, shall apply retroactively to June 30, 2011.>  
3 12 #13. Page 65, by striking lines 23 and 24.  
3 13 #14. By striking page 65, line 31, through page 67,  
3 14 line 10, and inserting:  
3 15 <\_\_\_\_\_. The council shall be composed of the  
3 16 following voting members:  
3 17 a. The secretary of agriculture or the secretary's  
3 18 designee.  
3 19 b. Members appointed by the designated  
3 20 organizations, at the discretion of the organization,  
3 21 to represent the private sector as follows:  
3 22 (1) One person by the practical farmers of Iowa who  
3 23 is involved in local food production.  
3 24 (2) One person by the Iowa farmers market  
3 25 association.  
3 26 c. Members appointed by the governor to represent  
3 27 public or private entities involved in local food  
3 28 distribution, marketing, or processing as follows:  
3 29 (1) One person who is associated with a resource  
3 30 conservation and development office in this state.  
3 31 (2) One person actively engaged in the distribution  
3 32 of local food to processors, wholesalers, or retailers.  
3 33 (3) One person from the regional food systems  
3 34 working group who is actively engaged or an expert in  
3 35 local food.  
3 36 \_\_\_\_\_. A member designated by the secretary of  
3 37 agriculture shall serve at the pleasure of the  
3 38 secretary. A member appointed by an organization shall  
3 39 serve at the pleasure of that organization. A member  
3 40 appointed by the governor shall serve at the pleasure  
3 41 of the governor.>  
3 42 #15. Page 67, line 15, by striking <voting>  
3 43 #16. Page 67, line 18, by striking <voting>  
3 44 #17. Page 67, line 21, by striking <voting>  
3 45 #18. Page 67, line 24, by striking <voting>  
3 46 #19. By striking page 67, line 34, through page 68,  
3 47 line 5, and inserting:  
3 48 <The position of local food and farm program  
3 49 coordinator is created within Iowa state university  
3 50 as part of its cooperative extension service in



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4 1 agriculture and home economics. The coordinator shall  
4 2 be the primary state official charged with carrying out  
4 3 the purposes and goals of this chapter.>  
4 4 #20. Page 68, by striking lines 18 and 19 and  
4 5 inserting <section 267A.6. The fund shall be managed  
4 6 by the department in consultation with the local food  
4 7 and farm coordinator, under the supervision of the  
4 8 local>  
4 9 #21. Page 68, by striking lines 33 through 35.  
4 10 #22. Page 69, line 3, by striking <1.>  
4 11 #23. Page 69, line 6, after <chapter.> by inserting  
4 12 <The report shall be delivered to the governor and  
4 13 general assembly not later than October 1 of each  
4 14 year.>  
4 15 #24. Page 69, by striking lines 7 through 28.  
4 16 #25. Page 86, after line 17 by inserting:  
4 17 <7. IOWA COMMISSION ON VOLUNTEER SERVICE  
4 18 For allocation to the Iowa commission on volunteer  
4 19 service for the Iowa's promise and mentoring  
4 20 partnership programs and for transfer to the Iowa state  
4 21 commission grant program:  
4 22 ..... \$ 100,000  
4 23 Notwithstanding section 8.33, moneys appropriated in  
4 24 this subsection that remain unencumbered or unobligated  
4 25 at the close of the fiscal year shall not revert but  
4 26 shall remain available for expenditure for the purposes  
4 27 designated until the close of the succeeding fiscal  
4 28 year.>  
4 29 #26. Page 99, after line 28 by inserting:  
4 30 <7. IOWA COMMISSION ON VOLUNTEER SERVICE  
4 31 For allocation to the Iowa commission on volunteer  
4 32 service for the Iowa's promise and mentoring  
4 33 partnership programs and for transfer to the Iowa state  
4 34 commission grant program:  
4 35 ..... \$ 85,000  
4 36 Notwithstanding section 8.33, moneys appropriated in  
4 37 this subsection that remain unencumbered or unobligated  
4 38 at the close of the fiscal year shall not revert but  
4 39 shall remain available for expenditure for the purposes  
4 40 designated until the close of the succeeding fiscal  
4 41 year.>  
4 42 #27. Page 115, line 2, by striking <3,128,877> and  
4 43 inserting <5,428,877>  
4 44 #28. Page 147, line 19, by striking <state board of  
4 45 regents> and inserting <department of education>  
4 46 #29. Page 158, line 21, by striking <an independent>  
4 47 and inserting <a>  
4 48 #30. Page 177, after line 22 by inserting:  
4 49 <\_\_\_\_. The department, in consultation with the  
4 50 Iowa pharmacy association and other appropriate



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5 1 entities, shall develop recommendations to replace the  
5 2 reimbursement methodology of average wholesale price  
5 3 minus 12 percent for covered brand= name prescription  
5 4 drugs, generic drugs, and over= the= counter drugs. The  
5 5 department shall report the recommendations to the  
5 6 persons designated in this division of this Act for  
5 7 submission of reports by December 15, 2011.>  
5 8 #31. Page 201, by striking lines 8 through 14 and  
5 9 inserting:  
5 10 <(2) (a) For nonstate= owned psychiatric medical  
5 11 institutions for children, reimbursement rates  
5 12 shall remain at the rates in effect on June 30,  
5 13 2011. However, the department shall adjust the  
5 14 reimbursement rates in effect on June 30, 2011, to  
5 15 distribute an additional \$350,000 in reimbursements for  
5 16 nonstate= owned psychiatric medical institutions for  
5 17 children under this subparagraph (2) for the fiscal  
5 18 year. Of the additional \$350,000, the department shall  
5 19 distribute \$50,000 in reimbursements to qualified  
5 20 outpatient services providers. For the purposes of  
5 21 this subparagraph division (a), "qualified outpatient  
5 22 services provider" means a nonprofit agency holding  
5 23 an Iowa psychiatric medical institution for children's  
5 24 license that has an outpatient clinic for children's  
5 25 mental health services in operation on or before  
5 26 January 1, 2011, and whose client base consists  
5 27 of at least 40 percent medical assistance program  
5 28 enrollees. The additional \$50,000 shall be distributed  
5 29 to qualified outpatient services providers based on  
5 30 reimbursement at the federal maximum allowable rate for  
5 31 mental health outpatient services for children.>  
5 32 #32. By striking page 230, line 16, through page  
5 33 232, line 12, and inserting:  
5 34 <COMMUNITY HOUSING AND SERVICES REVOLVING LOAN PROGRAM  
5 35 Sec. \_\_\_\_\_. NEW SECTION. 16.185 Community housing  
5 36 and services for persons with disabilities revolving  
5 37 loan program fund.  
5 38 1. A community housing and services for persons  
5 39 with disabilities loan program fund is created  
5 40 within the authority to further the availability of  
5 41 affordable housing and supportive services for Medicaid  
5 42 waiver= eligible individuals with behaviors that  
5 43 provide significant barriers to accessing traditional  
5 44 rental and supportive services opportunities. The  
5 45 moneys in the fund are annually appropriated to the  
5 46 authority to be used for the development and operation  
5 47 of a revolving loan program to provide financing to  
5 48 construct affordable permanent supportive housing or  
5 49 develop infrastructure in which to provide supportive  
5 50 services, including through new construction,



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6 1 acquisition and rehabilitation of existing housing or  
6 2 infrastructure, or conversion or adaptive reuse.  
6 3 2. Moneys transferred by the authority for deposit  
6 4 in the community housing and services for persons  
6 5 with disabilities revolving loan program fund, moneys  
6 6 appropriated to the community housing and services  
6 7 for persons with disabilities revolving loan program,  
6 8 and any other moneys available to and obtained or  
6 9 accepted by the authority for placement in the fund  
6 10 shall be credited to the fund. Additionally, payment  
6 11 of interest, recaptures of awards, and other repayments  
6 12 to the community housing and services for persons with  
6 13 disabilities loan program fund shall be credited to  
6 14 the fund. Notwithstanding section 12C.7, subsection  
6 15 2, interest or earnings on moneys in the fund shall be  
6 16 credited to the fund. Notwithstanding section 8.33,  
6 17 moneys credited to the fund from any other fund that  
6 18 remain unencumbered or unobligated at the close of the  
6 19 fiscal year shall not revert to the other fund.  
6 20 3. a. The authority shall annually allocate moneys  
6 21 available in the fund for the development of permanent  
6 22 supportive housing for Medicaid waiver=eligible  
6 23 individuals. The authority shall develop a joint  
6 24 application process for the allocation of United  
6 25 States housing and urban development HOME investment  
6 26 partnerships program funding and the funds available  
6 27 under this section. Moneys allocated to such projects  
6 28 may be in the form of loans, forgivable loans, or a  
6 29 combination of loans and forgivable loans.  
6 30 b. The authority shall annually allocate moneys  
6 31 available in the fund for the development of  
6 32 infrastructure in which to provide supportive services  
6 33 for Medicaid waiver=eligible individuals who meet the  
6 34 psychiatric medical institution for children level of  
6 35 care. Moneys allocated to such projects may be in the  
6 36 form of loans, forgivable loans, or a combination of  
6 37 loans and forgivable loans.  
6 38 4. a. A project shall demonstrate written approval  
6 39 of the project by the department of human services to  
6 40 the authority prior to application for funding under  
6 41 this section.  
6 42 b. In order to be approved by the department  
6 43 of human services for application for funding for  
6 44 development of permanent supportive housing under this  
6 45 section, a project shall include all of the following  
6 46 components:  
6 47 (1) Provision of services to any of the following  
6 48 Medicaid waiver=eligible individuals:  
6 49 (a) Individuals who are currently underserved  
6 50 in community placements, including individuals who



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7 1 are physically aggressive or have behaviors that  
7 2 are difficult to manage or individuals who meet the  
7 3 psychiatric medical institution for children level of  
7 4 care.  
7 5 (b) Individuals who are currently residing in  
7 6 out-of-state facilities.  
7 7 (c) Individuals who are currently receiving care in  
7 8 a licensed health care facility.  
7 9 (2) A plan to provide each individual with crisis  
7 10 stabilization services to ensure that the individual's  
7 11 behavioral issues are appropriately addressed by the  
7 12 provider.  
7 13 (3) Policies and procedures that prohibit discharge  
7 14 of the individual from the waiver services provided by  
7 15 the project provider unless an alternative placement  
7 16 that is acceptable to the client or the client's  
7 17 guardian is identified.  
7 18 c. In order to be approved by the department  
7 19 of human services for application for funding for  
7 20 development of infrastructure in which to provide  
7 21 supportive services under this section, a project shall  
7 22 include all of the following components:  
7 23 (1) Provision of services to Medicaid  
7 24 waiver-eligible individuals who meet the psychiatric  
7 25 medical institution for children level of care.  
7 26 (2) Policies and procedures that prohibit discharge  
7 27 of the individual from the waiver services provided by  
7 28 the project provider unless an alternative placement  
7 29 that is acceptable to the client or the client's  
7 30 guardian is identified.  
7 31 d. Housing provided through a project under this  
7 32 section is exempt from the requirements of chapter  
7 33 1350.  
7 34 5. The authority, in collaboration with the  
7 35 department of human services, shall adopt rules  
7 36 pursuant to chapter 17A to administer this section.>  
7 37 #33. Page 234, line 10, after <housing> by inserting  
7 38 <and services>  
7 39 #34. Page 249, lines 16 and 17, by striking <jointly  
7 40 and severally>  
7 41 #35. By striking page 250, line 34, through page  
7 42 251, line 23, and inserting:  
7 43 <Sec. \_\_\_\_\_. Section 135.24, subsection 2, paragraphs  
7 44 b and c, Code 2011, are amended to read as follows:  
7 45 b. Procedures for registration of hospitals, free  
7 46 clinics, field dental clinics, and specialty health  
7 47 care provider offices.  
7 48 c. Criteria for and identification of hospitals,  
7 49 clinics, free clinics, field dental clinics, specialty  
7 50 health care provider offices, or other health care



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8 1 facilities, health care referral programs, or  
8 2 charitable organizations, eligible to participate in  
8 3 the provision of free medical, dental, chiropractic,  
8 4 pharmaceutical, nursing, optometric, psychological,  
8 5 social work, behavioral science, podiatric, physical  
8 6 therapy, occupational therapy, respiratory therapy, or  
8 7 emergency medical care services through the volunteer  
8 8 health care provider program. A hospital, a clinic, a  
8 9 free clinic, a field dental clinic, a specialty health  
8 10 care provider office, a health care facility, a health  
8 11 care referral program, a charitable organization, or  
8 12 a health care provider participating in the program  
8 13 shall not bill or charge a patient for any health care  
8 14 provider service provided under the volunteer health  
8 15 care provider program.

8 16 Sec. \_\_\_\_\_. Section 135.24, Code 2011, is amended by  
8 17 adding the following new subsection:

8 18 NEW SUBSECTION. 6A. A hospital providing free care  
8 19 under this section shall be considered a state agency  
8 20 solely for the purposes of this section and chapter 669  
8 21 and shall be afforded protection under chapter 669 as a  
8 22 state agency for all claims arising from the provision  
8 23 of free care by a health care provider registered under  
8 24 subsection 3 who is providing services at the hospital  
8 25 in accordance with this section, if the hospital has  
8 26 registered with the department pursuant to subsection  
8 27 1.

8 28 Sec. \_\_\_\_\_. Section 135.24, subsection 7, Code 2011,  
8 29 is amended by adding the following new paragraph:

8 30 NEW PARAGRAPH. 0e. "Hospital" means hospital as  
8 31 defined in section 135B.1.>

8 32 #36. Page 261, line 31, by striking <an independent>  
8 33 and inserting <a>

8 34 #37. By striking page 383, line 15, through page  
8 35 384, line 6, and inserting:

8 36 <For the provision of a statewide public safety  
8 37 radio network and the purchase of compatible radio  
8 38 communications equipment with the goal of achieving  
8 39 compliance with the federal communications commission's  
8 40 narrowbanding mandate deadline, and for achieving  
8 41 "interoperability", as defined in section 80.28:

8 42 FY 2011=2012.....	\$ 2,500,000
8 43 FY 2012=2013.....	\$ 2,500,000
8 44 FY 2013=2014.....	\$ 2,500,000

8 45 Of the amounts appropriated in this subsection,  
8 46 the department of public safety may enter into a  
8 47 public-private partnership, through a competitive  
8 48 bidding process, for the provision of the statewide  
8 49 network and the purchase of compatible equipment.

8 50 On or before January 13, 2012, the department of





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9 1 public safety shall provide a report to the legislative  
9 2 services agency and the department of management.  
9 3 The report shall detail the status of the funds  
9 4 appropriated in this subsection and shall include  
9 5 the estimated needs of the departments of public  
9 6 safety, corrections, and natural resources to achieve  
9 7 interoperability and to meet the federal narrowbanding  
9 8 mandate, any changes in estimated costs to meet those  
9 9 needs, and the status of requests for proposals to  
9 10 develop a public=private partnership.>  
9 11 #38. Page 439, line 24, by striking <10,804,258> and  
9 12 inserting <8,504,258>  
9 13 #39. Page 443, line 9, by striking <years> and  
9 14 inserting <year>  
9 15 #40. Page 443, line 10, by striking <and July 1,  
9 16 2012,>  
9 17 #41. Page 468, line 27, by striking <years> and  
9 18 inserting <year>  
9 19 #42. Page 468, line 28, by striking <and July 1,  
9 20 2013,>  
9 21 #43. By renumbering as necessary.

WAGNER of Linn  
HF697.3327 (1) 84  
tm/jp



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## House Amendment 1741

PAG LIN

1 1 Amend House File 697 as follows:  
1 2 #1. By striking page 220, line 15, through page 230,  
1 3 line 6.  
1 4 #2. By striking page 445, line 4, through page 446,  
1 5 line 31.  
1 6 #3. By striking page 472, line 22, through page 474,  
1 7 line 3.  
1 8 #4. By renumbering as necessary.

MURPHY of Dubuque  
HF697.3325 (1) 84  
jp/tm



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House Amendment 1742

PAG LIN

1 1 Amend the amendment, H=1735, to House File 697 as  
1 2 follows:  
1 3 #1. By striking page 1, line 5, through page 25,  
1 4 line 23, and inserting:  
1 5  
1 6 <PROPERTY TAX  
1 7 COMMERCIAL AND INDUSTRIAL PROPERTY  
1 8 ASSESSMENT LIMITATIONS  
1 9 Sec. \_\_\_\_\_. Section 441.21, subsection 5, Code 2011,  
1 10 is amended to read as follows:  
1 11 5. a. For valuations established as of January  
1 12 1, 1979, commercial property and industrial property,  
1 13 excluding properties referred to in section 427A.1,  
1 14 subsection 8, shall be assessed as a percentage of  
1 15 the actual value of each class of property. The  
1 16 percentage shall be determined for each class of  
1 17 property by the director of revenue for the state in  
1 18 accordance with the provisions of this section. For  
1 19 valuations established as of January 1, 1979, the  
1 20 percentage shall be the quotient of the dividend and  
1 21 divisor as defined in this section. The dividend  
1 22 for each class of property shall be the total actual  
1 23 valuation for each class of property established for  
1 24 1978, plus six percent of the amount so determined.  
1 25 The divisor for each class of property shall be the  
1 26 valuation for each class of property established for  
1 27 1978, as reported by the assessors on the abstracts  
1 28 of assessment for 1978, plus the amount of value  
1 29 added to the total actual value by the revaluation  
1 30 of existing properties in 1979 as equalized by the  
1 31 director of revenue pursuant to section 441.49. For  
1 32 valuations established as of January 1, 1979, property  
1 33 valued by the department of revenue pursuant to  
1 34 chapters 428, 433, 437, and 438 shall be considered  
1 35 as one class of property and shall be assessed as a  
1 36 percentage of its actual value. The percentage shall  
1 37 be determined by the director of revenue in accordance  
1 38 with the provisions of this section. For valuations  
1 39 established as of January 1, 1979, the percentage  
1 40 shall be the quotient of the dividend and divisor as  
1 41 defined in this section. The dividend shall be the  
1 42 total actual valuation established for 1978 by the  
1 43 department of revenue, plus ten percent of the amount  
1 44 so determined. The divisor for property valued by  
1 45 the department of revenue pursuant to chapters 428,  
1 46 433, 437, and 438 shall be the valuation established  
1 47 for 1978, plus the amount of value added to the total  
1 48 actual value by the revaluation of the property by  
1 49 the department of revenue as of January 1, 1979.  
1 50 For valuations established as of January 1, 1980,  
commercial property and industrial property, excluding



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2 1 properties referred to in section 427A.1, subsection  
2 2 8, shall be assessed at a percentage of the actual  
2 3 value of each class of property. The percentage  
2 4 shall be determined for each class of property by  
2 5 the director of revenue for the state in accordance  
2 6 with the provisions of this section. For valuations  
2 7 established as of January 1, 1980, the percentage  
2 8 shall be the quotient of the dividend and divisor as  
2 9 defined in this section. The dividend for each class  
2 10 of property shall be the dividend as determined for  
2 11 each class of property for valuations established as  
2 12 of January 1, 1979, adjusted by the product obtained  
2 13 by multiplying the percentage determined for that year  
2 14 by the amount of any additions or deletions to actual  
2 15 value, excluding those resulting from the revaluation  
2 16 of existing properties, as reported by the assessors  
2 17 on the abstracts of assessment for 1979, plus four  
2 18 percent of the amount so determined. The divisor  
2 19 for each class of property shall be the total actual  
2 20 value of all such property in 1979, as equalized by  
2 21 the director of revenue pursuant to section 441.49,  
2 22 plus the amount of value added to the total actual  
2 23 value by the revaluation of existing properties in  
2 24 1980. The director shall utilize information reported  
2 25 on the abstracts of assessment submitted pursuant  
2 26 to section 441.45 in determining such percentage.  
2 27 For valuations established as of January 1, 1980,  
2 28 property valued by the department of revenue pursuant  
2 29 to chapters 428, 433, 437, and 438 shall be assessed  
2 30 at a percentage of its actual value. The percentage  
2 31 shall be determined by the director of revenue in  
2 32 accordance with the provisions of this section. For  
2 33 valuations established as of January 1, 1980, the  
2 34 percentage shall be the quotient of the dividend and  
2 35 divisor as defined in this section. The dividend shall  
2 36 be the total actual valuation established for 1979 by  
2 37 the department of revenue, plus eight percent of the  
2 38 amount so determined. The divisor for property valued  
2 39 by the department of revenue pursuant to chapters 428,  
2 40 433, 437, and 438 shall be the valuation established  
2 41 for 1979, plus the amount of value added to the total  
2 42 actual value by the revaluation of the property by  
2 43 the department of revenue as of January 1, 1980. For  
2 44 valuations established as of January 1, 1981, and  
2 45 each year thereafter, the percentage of actual value  
2 46 as equalized by the director of revenue as provided  
2 47 in section 441.49 at which commercial property and  
2 48 industrial property, excluding properties referred to  
2 49 in section 427A.1, subsection 8, shall be assessed  
2 50 shall be calculated in accordance with the methods



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3 1 provided herein, except that any references to six  
3 2 percent in this subsection shall be four percent. For  
3 3 valuations established as of January 1, 1981, and  
3 4 each year thereafter, the percentage of actual value  
3 5 at which property valued by the department of revenue  
3 6 pursuant to chapters 428, 433, 437, and 438 shall be  
3 7 assessed shall be calculated in accordance with the  
3 8 methods provided herein, except that any references to  
3 9 ten percent in this subsection shall be eight percent.  
3 10 Beginning with valuations established as of January  
3 11 1, 1979, and each year thereafter, property valued  
3 12 by the department of revenue pursuant to chapter 434  
3 13 shall also be assessed at a percentage of its actual  
3 14 value which percentage shall be equal to the percentage  
3 15 determined by the director of revenue for commercial  
3 16 property, industrial property, or property valued by  
3 17 the department of revenue pursuant to chapters 428,  
3 18 433, 437, and 438, whichever is lowest.

3 19 b. Notwithstanding paragraph "a", for valuations  
3 20 established for the assessment year beginning  
3 21 January 1, 2012, through valuations established  
3 22 for the assessment year beginning January 1, 2031,  
3 23 the percentage of actual value, as equalized by the  
3 24 director of revenue as provided in section 441.49,  
3 25 at which commercial property, excluding properties  
3 26 referred to in section 427A.1, subsection 8, shall  
3 27 be assessed shall be the percentage of actual value  
3 28 that commercial property was assessed in the previous  
3 29 assessment year minus one percentage point. For  
3 30 valuations established as of January 1, 2032, and each  
3 31 year thereafter, the percentage of actual value, as  
3 32 equalized by the director of revenue as provided in  
3 33 section 441.49, at which commercial property, excluding  
3 34 properties referred to in section 427A.1, subsection  
3 35 8, shall be assessed shall be the percentage of actual  
3 36 value that commercial property was assessed in the  
3 37 assessment year beginning January 1, 2031.

3 38 c. Notwithstanding paragraph "a", for valuations  
3 39 established for the assessment year beginning  
3 40 January 1, 2012, through valuations established  
3 41 for the assessment year beginning January 1, 2031,  
3 42 the percentage of actual value, as equalized by the  
3 43 director of revenue as provided in section 441.49,  
3 44 at which industrial property, excluding properties  
3 45 referred to in section 427A.1, subsection 8, shall  
3 46 be assessed shall be the percentage of actual value  
3 47 that industrial property was assessed in the previous  
3 48 assessment year minus one percentage point. For  
3 49 valuations established as of January 1, 2032, and each  
3 50 year thereafter, the percentage of actual value, as



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4 1 equalized by the director of revenue as provided in  
4 2 section 441.49, at which industrial property, excluding  
4 3 properties referred to in section 427A.1, subsection  
4 4 8, shall be assessed shall be the percentage of actual  
4 5 value that industrial property was assessed in the  
4 6 assessment year beginning January 1, 2031.

4 7 Sec. \_\_\_\_\_. COMMERCIAL AND INDUSTRIAL PROPERTY TAX  
4 8 REVIEW COMMITTEE.

4 9 1. Effective January 1, 2017, a commercial  
4 10 and industrial property tax review committee is  
4 11 established. Staffing assistance to the committee  
4 12 shall be provided by the department of revenue and  
4 13 the legislative services agency. The committee  
4 14 shall consist of six members of the general assembly,  
4 15 two appointed by the majority leader of the senate,  
4 16 one appointed by the minority leader of the senate,  
4 17 two appointed by the speaker of the house of  
4 18 representatives, and one appointed by the minority  
4 19 leader of the house of representatives.

4 20 2. The commercial and industrial property tax  
4 21 review committee shall review the implementation and  
4 22 fiscal impact of the commercial and industrial property  
4 23 assessment limitations established in this division of  
4 24 this Act. The commercial and industrial property tax  
4 25 review committee shall report to the general assembly  
4 26 by January 15, 2018. The report shall include any  
4 27 recommended changes in laws relating to the commercial  
4 28 and industrial property tax assessment limitations  
4 29 established in this division of this Act.

4 30 Sec. \_\_\_\_\_. APPLICABILITY. This division of this  
4 31 Act applies to assessment years beginning on or after  
4 32 January 1, 2012.>

4 33 #2. Page 25, after line 37 by inserting:  
4 34 <DIVISION \_\_\_\_  
4 35 EDUCATION FINANCE  
4 36 REGULAR PROGRAM AND CATEGORICAL STATE PERCENT  
4 37 OF GROWTH FOR EDUCATION ==== FY 2011=2012

4 38 Sec. \_\_\_\_\_. Section 257.8, subsection 1, Code 2011,  
4 39 is amended to read as follows:

4 40 1. State percent of growth. ~~The state percent of~~  
4 41 ~~growth for the budget year beginning July 1, 2009, is~~  
4 42 ~~four percent.~~ The state percent of growth for the  
4 43 budget year beginning July 1, 2010, is two percent.  
4 44 The state percent of growth for the budget year  
4 45 beginning July 1, 2011, is two percent. The state  
4 46 percent of growth for each subsequent budget year shall  
4 47 be established by statute which shall be enacted within  
4 48 thirty days of the submission in the year preceding the  
4 49 base year of the governor's budget under section 8.21.  
4 50 The establishment of the state percent of growth for



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5 1 a budget year shall be the only subject matter of the  
5 2 bill which enacts the state percent of growth for a  
5 3 budget year.

5 4 Sec. \_\_\_\_\_. Section 257.8, subsection 2, Code 2011,  
5 5 is amended to read as follows:

5 6 2. Categorical state percent of growth. The  
5 7 categorical state percent of growth for the budget  
5 8 year beginning July 1, 2010, is two percent. The  
5 9 categorical state percent of growth for the budget

5 10 year beginning July 1, 2011, is two percent. The  
5 11 categorical state percent of growth for each budget  
5 12 year shall be established by statute which shall  
5 13 be enacted within thirty days of the submission in  
5 14 the year preceding the base year of the governor's  
5 15 budget under section 8.21. The establishment of the  
5 16 categorical state percent of growth for a budget year  
5 17 shall be the only subject matter of the bill which  
5 18 enacts the categorical state percent of growth for a  
5 19 budget year. The categorical state percent of growth  
5 20 may include state percents of growth for the teacher  
5 21 salary supplement, the professional development  
5 22 supplement, and the early intervention supplement.  
5 23 Sec. \_\_\_\_\_. CODE SECTION 257.8 ==== APPLICABILITY. The  
5 24 requirements of section 257.8 regarding the time period  
5 25 of enactment and the subject matter of the legislation  
5 26 establishing the state percent of growth and the  
5 27 categorical state percent of growth for a budget year  
5 28 are not applicable to the division. The requirements  
5 29 of section 257.8 regarding enactment of the regular  
5 30 program state percent of growth and categorical state  
5 31 percent of growth within thirty days of the submission  
5 32 in the year preceding the base year of the governor's  
5 33 budget and the requirements that the subject matter  
5 34 of each bill establishing the state percent of growth  
5 35 or the categorical state percent of growth be the  
5 36 only subject matter of the bill do not apply to this  
5 37 division of this Act.

5 38 Sec. \_\_\_\_\_. APPLICABILITY. This division of this Act  
5 39 is applicable for computing state aid under the state  
5 40 school foundation program for the school budget year  
5 41 beginning July 1, 2011.>

5 42 #3. By striking page 25, line 44, through page 26,  
5 43 line 8, and inserting:

5 44 <(2) "Total approved tax credits" means for the  
5 45 tax year beginning in the 2006 calendar year, two  
5 46 million five hundred thousand dollars, for the tax  
5 47 year beginning in the 2007 calendar year, five million  
5 48 dollars, and for tax years beginning on or after  
5 49 January 1, 2008, and before January 1, 2012, seven  
5 50 million five hundred thousand dollars. For tax years



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6 1 beginning on or after January 1, 2012, and only if  
6 2 legislation is enacted by the eighty-fourth general  
6 3 assembly, 2011 session, amending section 257.8,  
6 4 subsections 1 and 2, to establish both the state  
6 5 percent of growth and the categorical state percent  
6 6 of growth for the budget year beginning July 1, 2011,  
6 7 at two percent or greater than two percent, "total  
6 8 approved tax credits" means ten million dollars.>  
6 9 #4. By renumbering as necessary.

JACOBY of Johnson

H1735.3329 (3) 84  
md/sc